



IPW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Re application of : Confirmation No. 6879  
Yoshihiro UENO et al. : Docket No. 2003\_1231A  
Serial No. 10/670,366 : Group Art Unit 2652  
Filed September 26, 2003 :

HEAD SUPPORT DEVICE AND DISK  
DRIVE USING SAME

PRELIMINARY AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEES FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975

Sir:

Kindly amend the above-identified application as follows:

Adjustment date: 06/21/2005 SDIRETA1  
12/07/2004 DJOHNSON 00000003 230975 10670366  
01 FC:1202 18.00 CR

12/07/2004 DJOHNSON 00000003 230975  
01 FC:1202 18.00 CR

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# **KREMBLAS, FOSTER, PHILLIPS & POLLOCK**

**ATTORNEYS AT LAW  
COLUMBUS, OHIO  
PATENTS, TRADEMARKS AND COPYRIGHTS  
INTELLECTUAL PROPERTY LAW**

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May 16, 2005

**VIA FACSIMILE  
(703) 308-5077**

Director of Patents & Trademarks  
Refund Branch

Re: Deposit Account No. 13 -3393  
Request for Refund

Dear Sirs:

In performing an audit of our deposit account, we found a charge in the amount of \$510.00 on April 20, 2005 for a 3-month extension of time. However, the Notice of Appeal for application Serial No. 10/141,033 was filed on April 11, 2005 and in a timely manner as indicated by the attached documents.

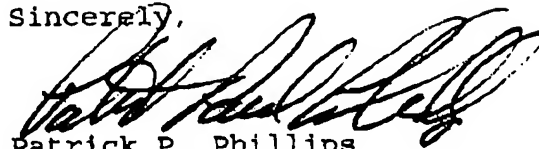
The original Office Action dated October 18, 2004 was not received by our firm until January 12, 2005. At that time, we petitioned the Patent Office to reset the date of the Office Action to the date of actual receipt, i.e., January 12, 2005. Our petition was granted on February 18, 2005. The Notice of Appeal was filed on April 11, 2005, within the 3-month non-fee period from the reset date of January 12, 2005. As such, no three month extension of time was necessary and the \$510.00 charge should be refunded to our deposit account.

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Director of Patents & Trademarks  
Refund Branch  
May 16, 2005  
Page 2

Also, when this \$510 was charged to our deposit account it brought our balance below \$1,000. Therefore, we are also requesting that the \$25.00 service charge also be refunded to our deposit account since the \$510.00 was not an error on our part.

Sincerely,



Patrick P. Phillips  
Reg. No. 29,690

PPP/hw

Enclosures - Copy of April 2005 Deposit Account Statement  
Copy of Decision on Petition to Reset a  
Period for Reply containing 2 pages  
Notice of Appeal

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## Deposit Account Statement

Page 1 of 1


**United States  
Patent and  
Trademark Office**
**Deposit Account Statement**

**Requested Statement Month:** April 2005  
**Deposit Account Number:** 133393  
**Name:** KREMBLAS, FOSTER, MILLARD & POLLOCK  
**Attention:** SIDNEY W. MILLARD  
**Address:** 7832 SLATE RIDGE BLVD  
**City:** REYNOLDSBURG  
**State:** OH  
**Zip:** 43068  
**Country:** UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
04/05	2	10841285	NGIBIX 113 DIV	1251 <i>Firm</i>	\$120.00	\$2,128.00
04/15	5	78255244	GOTZF 141 (FHF)	6004 <i>FHF</i>	\$300.00	\$1,828.00
04/15	5	10151213	BERM/K150	2251 <i>Firm</i>	\$80.00	\$1,768.00
04/15	6	78255244	GOTZF 141 (FHF)	6003 <i>FHF</i>	\$100.00	\$1,668.00
04/19	9	09995147	GOTZF131	1252 <i>FHF</i>	\$450.00	\$1,218.00
04/20	8	10141033	H042.1.2	2253 <i>PDP</i>	\$510.00	\$708.00
04/22	8	10508358	KUCHF 100	2615 <i>FHF</i>	-\$9.00	\$717.00
04/29	115	SERVICE CHARGE		9202	\$25.00	\$692.00
		START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE	
		\$2,248.00	\$1,565.00	\$9.00	\$692.00	

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MAILED  
FROM DIRECTORS OFFICE

FEB 18 2005

TECHNOLOGY CENTER 3600

Philip J. Pollick  
P.O. Box 141363  
Columbus, OH 43214-6363

In re application of  
Shuji Mori  
Application No. 10/141,033  
Filed: May 7, 2002  
For: METHOD OF DETERMINING  
PETROLEUM LOCATION

DECISION ON PETITION  
TO RESET A PERIOD  
FOR REPLY

This is a decision on the Petition to Reset the Period for Reply, filed in the Patent and Trademark Office on January 13, 2005 and supplemented on January 31, 2005. There is no fee required for this petition.

The petition is GRANTED.

A final Office action was mailed on October 18, 2004, setting forth a three-month shortened statutory period for response. Petitioner urges that the above-note Office action was not received until January 12, 2005, and that more than two months of the response period had already expired.

In accordance with MPEP 710.06, the Office will grant a petition to reset the period for reply when the following criteria are met: (A) the petition is filed within 2 weeks of the date of receipt of the Office action at the correspondence address; (B) a substantial portion of the set reply period had elapsed on the date of receipt (e.g. at least 1 month of a 2- or 3- month reply period had elapsed); and (C) the petition includes (1) evidence showing the date of receipt of the Office action at the correspondence address, and (2) a statement setting forth the date of receipt of the Office action at the correspondence address and explaining how the evidence being presented establishes the date of receipt.

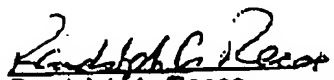
The original petition in conjunction with the supplement meets all of the above requirements.

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The time period set in the final Office action is, therefore, reset to run three months from the date of receipt of the Office action, January 12, 2005.

SUMMARY: The Petition to Reset Time Period is GRANTED.

  
Randolph A. Reese  
Special Programs Examiner  
Patent Technology Center 3600  
(703) 308-2121

RAR: 2/18/05

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PROBES I (26-04)

Approved for use through 07/31/2006, OMB 0351-0001

U.S. Patent and Trademark Office U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number.

**NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

**Pocket Number (Optional)**

H042.1.2

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)]

In re Application of  
Mori

Application Number  
10/141,033

**T**

May 7, 2002

### For Method of Determining Petroleum Location

Art Unit  
3662

## Franchise

**Ian J. Lobo**

Signature Mary D. V. [illegible]

Typed or printed name Mary L. Pollick

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (\$7 CFR 41.20(b)(1))

**F 500.00**

- ☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:
- ☒ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 13-3393. I have enclosed a duplicate copy of this sheet.
- ☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/38/22) is enclosed.

250.00

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on FTO-2232.

I am the

- ☐ applicant/inventor.
- ☐ assignee of record of the online interest.  
See 37 CFR 2.71. Statement under 37 CFR 3.73(b) is enclosed.  
(Form PTO/SB/06)
- ☒ attorney or agent of record. 29,692  
Registration number \_\_\_\_\_
- ☐ attorney or agent acting under 37 CFR 1.34.  
Registration number is being under 37 CFR 1.34. \_\_\_\_\_

*[Handwritten signature]*  
Signature

Philip J. Pollick

voiced or unvoiced nature

**814 263 8990**

Telephone number

**April 11, 2005**

Data

NOTE: Signatures of all the inventors or assignors of record of the entire Internal or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

- ☒ Total of 1 total are submitted.

This collection of information is required by 37 CFR 41.21. The information is required to obtain or retain a benefit by the public which is to be paid by the USPTO to protect an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.5. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the content of this form or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND HERE OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-FTD-8199 and select option 2.